

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Registration & Stamps Department - Disciplinary proceedings initiated against Sri P. Ramamohan Rao, Sub Registrar Grade-II (Retired) on Certain allegations - Disciplinary Proceedings finalized - Imposed a penalty of withholding of 100% pension permanently besides recovery of huge loss of revenue of Rs.9,19,870/- to the Government exchequer - Revision petition filed - Modified orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.1108

Dated:08-12-2014.
Read the following:

1. From the DIG, R&S, Nellore, Lr.No.A1/5/2010, dt.14.3.2012.
2. From the C&IG, R&S, AP, Lr.No.X1/1241/2010, dt.22.6.2012.
3. G.O.Ms.No.104, Revenue (Vig.VI) Department, dt.15.2.2013.
4. Revision petition of Sri P. Ramamohan Rao, SR Gr-II(Retd), dt.10.4.2013.
5. Govt. Memo No.27985/Vig.VI(1)/2012-2, dt.7.5.2013.
6. From the DIG, R&S, Nellore, Lr.No.A/212/2013, dt.27.6.2013,
7. Govt. Memo No.27985/Vig.II(2)/2012-6, dt.9.9.2014.
8. From the C&IG, R&S, AP, Hyderabad, Lr.No.X1/1241/2010, dt.6.11.2014.

* * * * *

ORDER:

Based on the remarks pointed out by the internal Audit parties, Departmental action was initiated against Sri P. Ramamohan Rao, Sub Registrar Grade-II(Retd) for committing certain irregularities, while he was working as Joint Sub Registrar-II, Registrar Office, Nellore and framed following charges:

CHARGE-I:

“ deliberately Registering 44 Documents by violating the Market Value Guidelines and adopting in correct classification of the Documents as remarked in the Internal Audit Report Numbers 11, 28, 46 and 79 of 2008 and 1 and 36 of 2009 causing huge loss of revenue of Rs.9,19,870/- to the Government exchequer, thereby violating Departmental instructions and contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.”

CHARGE-II:

“ deliberately registering the Government Lands as remarked in the Internal Audit Report Nos. 46 and 79 of 2008 and 1 and 36 of 2009 at Registrar Office (O.B), Nellore by colluding with the parties by violating the Section 22-A of Registration Act and instructions in circular Memos No.G1/38719/93, dated 13.07.1995 and Memo No.G1/15653/06, dated 13.11.2006 without obtaining the Mandal Revenue Officers No Objection Certificates / without duly confirm the same by the District Collectors concerned, with ulterior motive registered the Government Lands and thereby contravened Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

2. After due enquiry and after following due procedure, Government imposed a punishment of 100% cut in pension besides recovery of Rs.9,19,870/- vide reference 3rd read above, as the charges were held proved in the Regular Enquiry.

3. Whereas in the reference 4th read above, Sri P. Ramamohan Rao, Sub Registrar Grade-II(Retd) has filed a revision petition before the Government and stated that Government all along prejudicially held that Rs.9,19,870/- as deficit caused when certain items were held not sustainable by the Enquiry Officer. Even in registering such huge volume of documents besides handling Encumbrance Certificates, Accounts work etc., documents remarked 44 of which 16 remarks were dropped. Only about Rs.5,54,345/- deficit in the document was pointed out, of which about Rs.2,15,290/- deficit was realized. The remaining Rs.1,45,490/- in respect of 11 documents contested and it cannot be realized under the law. He has further stated that an amount of Rs.4,655/- was remitted by him. Therefore he has requested the Government to withdraw the imposed penalty of 100% cut in pension permanently besides recovery against him. In continuation of the Revision Petition, the Accused Officer filed another representation with regard to Charge-II pertaining to registration of Government lands and stated certain grounds and requested to drop Charge No.II treating the audit objections as unsustainable. While enclosing the revision petition of the Delinquent Officer, the Deputy Inspector General, Registration & Stamps, Nellore was requested to send his specific remarks in the matter vide reference 5th read above.

4. Whereas in the reference 6th read above, the Deputy Inspector General, Registration & Stamps, Nellore has stated that the Charge-I alleges loss of revenue of Rs.9,19,870/- in respect of (44) documents pointed out in Internal Audit Report Nos.11, 28, 46, 79 of 2008 and 1 and 36 of 2009. In his Report of findings on the enquiry dated 08.12.2011, the Enquiry Officer held that (a) the loss of revenue of Rs.5,54,345/- in respect of (16) documents was not proved in the enquiry; (b) the loss of revenue of Rs.2,15,290/- in respect of (14) documents was realized to the Government; and (c) the loss of revenue of Rs.1,50,150/- in respect of (14) documents was proved in the enquiry and collection of the same was pending. Further he has stated that out of the amount of Rs.1,50,150/-, the Petitioner has remitted Rs.4,655/- being the deficit amount relating to Document Nos.14747/2006, 1389/2007 and submitted the challans along with the Review Petition. The Petitioner has once again contested the loss of revenue pointed out in respect of (11) documents. The Deputy Inspector General, Registration & Stamps, Nellore has finally stated that the Petitioner has not put forth any fresh grounds in this regard and all the said objections were considered by the Regular Enquiry Officer during the enquiry and the loss of revenue was held as proved. Hence, the submissions of the Petitioner deserve no further consideration.

5. Whereas in the reference 8th read above, the Commissioner & Inspector General, AP, Hyderabad has opined that the guilty of applicant against an amount of Rs.9,19,870/-, an amount of Rs.5,54,345/- is held not proved during regular enquiry and said amount may be deleted from the outstanding for which he was made responsible and an amount of Rs.2,15,290/- was recovered out of the total loss of Rs.3,60,788/-. Therefore, the contention of non-guilty of the applicant is devoid of merits and still an amount of Rs.1,45,495/- is due for realization.

6. Government after careful examination of the matter have observed that both the charges framed against the petitioner were held proved and hence, there are no fresh grounds to review the punishment of 100% cut in pension imposed against the petitioner. In respect of recovery, the Commissioner & Inspector General, Registration & Stamps, AP, Hyderabad and the Deputy Inspector General, Registration & Stamps, Nellore has stated that only an amount of Rs.1,45,495/- is due for realization. But, after calculating the reports of the Commissioner & Inspector General, Registration & Stamps, A.P, Hyderabad and the Deputy Inspector General, Registration & Stamps,

::3::

Nellore, Government observed that the balance amount has to be collected from the Delinquent Officer is Rs.1,45,580/- and which is Rs.85/- excess than as recommended by the Commissioner & Inspector General, Registration & Stamps, AP, Hyderabad i.e Rs. 1,45,495/-. Therefore Government decided to modify the orders issued for recovery of loss of revenue for an amount of Rs.9,19,870/- against Sri P. Ram Mohan Rao, formerly Joint Sub Registrar-II, Registrar Office (Original Branch), Nellore to that of recovery of an amount of Rs.1,45,580/- and confirm the punishment of 100% cut in pension, as there are no new grounds to consider the request of the individual.

7. Accordingly, Government have decided and hereby modify the orders issued in the reference 3rd read above to that of recovery of an amount of Rs.1,45,580/- instead of Rs.9,19,870/- and confirm the punishment of 100% cut in pension against Sri P. Ram Mohan Rao, formerly Joint Sub Registrar -II, Registrar Office (Original Branch), Nellore.

8. The Commissioner & Inspector General, Registration & Stamps, AP, Hyderabad/ the Deputy Inspector General, Registration & Stamps, Nellore shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT**

To,

The Commissioner and Inspector General,
Registration & Stamps, A.P., Hyderabad.

The Deputy Inspector General, Registration & Stamps, Nellore.

The District Treasury Officer, Nellore District.

The Individual.

(through the Deputy Inspector General, Registration & Stamps, Nellore)

Copy to:

The Accountant General, A.P., Hyderabad.

Sf/Sc.

//Forwarded :: By Order //

SECTION OFFICER.